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Counsel for USACM Liquidating Trust

3 **UNITED STATES BANKRUPTCY COURT**
4 **DISTRICT OF NEVADA**

5 In re:
 6 USA COMMERCIAL MORTGAGE COMPANY,
 7 Debtor.

Case Nos.:
 BK-S-06-10725-LBR
 BK-S-06-10726-LBR
 BK-S-06-10727-LBR
 BK-S-06-10728-LBR
 BK-S-06-10729-LBR

8 In re:
 9 USA CAPITAL REALTY ADVISORS, LLC,
 10 Debtor.

JOINTLY ADMINISTERED
 Chapter 11 Cases

11 In re:
 12 USA CAPITAL DIVERSIFIED TRUST DEED
 13 FUND, LLC,

Judge Linda B. Riegle Presiding

14 Debtor.

15 In re:
 16 USA CAPITAL FIRST TRUST DEED FUND,
 17 LLC,

**NOTICE OF FILING PROOF OF
 SERVICE OF SUBPOENA FOR
 RULE 2004 EXAMINATION**

18 Debtor.

19 Affects:
 20 All Debtors

- USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

23 NOTICE IS GIVEN that the USACM Liquidating Trust herewith files its:

25 **Proof of Service of Subpoena for Rule 2004 Examination
 26 of Robert N. Goodman (Exhibit A Attached).**

1 DATED: May 2, 2007

2 **DIAMOND MCCARTHY LLP**

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By: /s/ Eric D. Madden

Allan B. Diamond, TX 05801800 (pro hac vice)
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10 *Special Litigation Counsel for USACM
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26 *Counsel for USACM Liquidating Trust*

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): ERIC D. MADDEN DIAMOND MCCARTHY LLP 1201 ELM ST., 34th FLOOR DALLAS TX 75270 ATTORNEY FOR (Name): PLAINTIFF		TELEPHONE NO.: 214.389.5306	FOR COURT USE ONLY	
		Ref. No. or File No.: IN RE: USA COMMERCIAL MORTGAGE		
Insert name of court and name of judicial district and branch court if any: UNITED STATES BANKRUPTCY COURT, DISTRICT OF NEVADA				
SHORT TITLE OF CASE: USA COMMERCIAL MORTGAGE COMPANY				
PROOF OF SERVICE (SUBPOENA)	DATE: 5/22/2007	TIME: 10:00AM	DEPT/JDIV.:	CASE NUMBER: BK-S-0610725LBR

1. At the time of service I was at least 18 years of age and not a party to this action, and I served copies of the (specify documents):
SUBPOENA FOR RULE 2004 EXAMINATION; WITNESS FEES CHECK #4241 @ \$ 40.00

2. a. Party served (specify name of party as shown on the documents served):
ROBERT N. GOODMAN RESMARK, EQUITY PARTNERS, LLC

b. Person served: party in item 2a: other (specify name and title or relationship to the party named in item 2a):

c. Address: 10880 WILSHIRE BLVD., STE. 1420, LOS ANGELES, CA 90024

3. I served the party named in item 2

- a. by personally delivering the copies (1) on (date): 5/1/2007 (2) at (time): 11:00AM
b. by leaving the copies with or in the presence of (name and title or relationship to the party named in item 2b):

- (1) (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person served. I informed him or her of the general nature of the papers
(2) (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the person I served. I informed him or her of the general nature of the papers
(3) on (date): (4) at (time):
(5) A declaration of diligence is attached. (Substituted service on natural person, minor, conservatee, or candidate.)

c. by mailing the copies to the person served, addressed as shown in item 2c, by first-class mail, postage prepaid,

(1) on (date): (2) at (city):

(3) with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me.
(4) to an address outside California with return receipt requested. (Attach completed form.) →

d. by causing copies to be mailed. A declaration of mailing is attached.
e. other (specify other manner of service and authorizing code section):

4. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. as an individual defendant.
b. as the person sued under the fictitious name of (specify):
c. on behalf of (specify):
under CCP 416.10 (corporation)
 CCP 416.20 (defunct corporation)
 CCP 416.40 (association or partnership)

- CCP 416.60 (minor)
 CCP 416.70 (conservatee)
 CCP 416.90 (individual)

other:

5. Person serving (name, address and telephone No.):

M. ANGEL MOLINA LANDEROS
ESQUIRE DOCUMENT RETRIEVAL SERVICE
3401 LOUISIANA, SUITE 300
HOUSTON, TX 77002
713-523-5061

- a. Fee for service: \$35.00
b. Not a registered California process server.
c. Exempt from registration under B&P § 22350(b).
d. Registered California process server.
(1) Employee or independent contractor
(2) Registration No. 5414/LOS ANGELES
(3) County _____

6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

7. I am a California sheriff, marshal, or constable and I certify that the foregoing is true and correct.

Date: 5/2/2007

PP#: 93843

(SIGNATURE)

Form Adopted by Rule 982
Judicial Council of California
982(a)(23) (New July 1, 1987)

PROOF OF SERVICE
(SUBPOENA)

Code Civ Proc. § 4117.10(f);
USA COMMERCIAL MORTGAGE COMPANY